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Of Counsel Kenneth C. Bass III Evan R. Smith Marvin C. Guthrie

*Admitted only in Maryland *Admitted only in Virginia •Practice Limited to Federal Agencies

August 5, 2004

WRITER'S DIRECT NUMBER: (202) 772-8538 INTERNET ADDRESS: DBANOWIT@SKGF.COM

Mail Stop Missing Parts

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Utility Patent Application

Appl. No. 10/771,624; Filed: February 5, 2004 For: **Device for Collecting Water from Air**

Inventors:

Radermacher et al.

Our Ref:

1797.0230004/DJF/DRB

Sir:

In reply to the "Notice to File Missing Parts of Application--Filing Date Granted," dated August 5, 2004, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. Petition for Extension of Time Under 37 C.F.R. § 1.136;
- 2. PTO Fee Transmittal Form PTO/SB/17;
- 3. Copy of the Notice to File Missing Parts;
- 4. Copy of an originally executed Declaration by the inventors;
- 5. Return postcard; and
- 6. PTO-2038 Credit Card Payment Form for \$505.00 to cover:

\$ 385.00 Filing Fee for Patent Application (37 C.F.R. § 1.16);

\$ 55.00 Extension of time fees (37 C.F.R. § 1.136); and

\$ 65.00 Surcharge for late filing fee or Declaration (37 C.F.R. § 1.16).

Applicant claims small entity status (37 C.F.R. § 1.27).

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Sterne, Kessler, Goldstein & Fox PLLLC. : 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

Commissioner for Patents August 5, 2004 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER/GOLDSTEIN & FOX P.L.L.C.

Donald R. Banowit Attorney for Applicants Registration No. 42,289

DJF/DRB/lna Enclosures

296346v1

PTO/SB/17 (10-03)
Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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74	Under Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control								
P. P.	TRADÉCE TO A NO		Complete if Known						
	FEE TRANS	DIVILLIAL	Application Number	10/771,624 February 5, 2004					
	for FY		Filing Date						
	Effective 10/01/2003. Patent fees are s		First Named Inventor	Reinhard K. Radermacher					
			Examiner Name	To be assigned 3744					
	X Applicant claims small entity status	. See 37 CFR 1.27	Art Unit						
	TOTAL AMOUNT OF PAYMENT	(\$) 505.00	Attorney Docket No.	1797.0230004/DJF/DRB					

METHOD OF PAYMENT (check all that apply)					FEE CALCULATION (continued)							
Check X Credit card Money X Other** None					3. A	DDITI	ONAI	. FEE	s			
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Deposit			~	77.6	1052	50	2052		•	provisional filing		115.00
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The Director is authorized to: (check all that apply)						130 2,520	1053 1812		Non-English spe	ecification est for <i>ex parte</i> re	aovamination	
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FEE CALCULATION						110	2251	55	Extension for re	ply within first mo	onth	55.00
1. BASIC FI			LCOLATION	· · · · · · · · · · · · · · · · · · ·	1252	420	2252	210	Extension for re	eply within second	d month	
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	2001 385		Utility filing fee		1255	2,010	2255	1,005	Extension for re	eply within fifth me	onth	
	2002 170		Design filing fee	385.00	1401	330	2401	165	Notice of Appea	al		
	2003 265		Plant filing fee		1402	330	2402	165	Filing a brief in	support of an app	peal	
	2004 385		Reissue filing fee		1403	290	2403	145	Request for ora	I hearing		
1005 160	2005 80		Provisional filing fee		1451	1,510	1451	1,510	Petition to instit	ute a public use p	proceeding	
SUBTOTAL (1) (\$) 385.00					1452	110	2452	55	Petition to revive	e - unavoidable		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE				1453	1,330	2453	665	Petition to reviv	e - unintentional			
2. EXTRA C	CLAIM F	EES		ND REISSUE	1501	1,330	2501	665	Utility issue fee	(or reissue)		
Extra Claims below Fee Paid				1502	480	2502	240	Design issue fe	ee			
Total Claims 20 **= X =			1503	640	2503	320	Plant issue fee					
Claims 3 **= ^				1460	130	1460	130	Petitions to the	Commissioner			
Multiple Dependent = 0					1807	50	1807	50	Processing fee	under 37 CFR 1.	.17(q)	
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1202 18	2202	9	Claims in excess of		1809	770	2809	385		sion after final rej	•	
1201 86	2201	43	Independent claims						(37 ČFR 1.129)	(a))		
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1204 86	2204	43	** Reissue indepen- over original pate		1801	770	2801	385	•	ontinued Examina	tion (RCF)	
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and over original patent						of a design application						
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**or number previously paid, if greater; For Reissues, see above						uced by	Basic	riling F	ee Paid S	SUBTOTAL (3)	(\$)	120.00
SUBMITTED BY (Complete (if applicable))												
Name (Print/Type) Donald R Bandwitt Registration No. (Attorney/Agent) 42,289 Telephone (202) 371-2600									1-2600			

WARNING Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

(Attorney/Agent)

42,289

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Donald R. Bandwit

Signature



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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.C. Box 1450 Alexandria, Viginia 22313-1450 www.usplu.gov

APPLICATION NUMBER

FILING OR 371 (d) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/771,624

WASHINGTON, DC 20005

1100 NEW YORK AVENUE, N.W.

02/05/2004

Reinhard K. Radermacher

1797.0230004

CONFIRMATION NO. 9493

FORMALITIES LETTER

OC000000012529959

Date Mailed: 05/05/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/06/2004 SMINASSI 00000057 10771624

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 02 FC:2051 385.00 OP 65.00 OP

STERNE, KESSLER, GOLDSTEIN & FOX PLLC

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- · The statutory basic filing fee is missing. Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$450 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE